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**E-FILED on March 9, 2007**

12 **UNITED STATES BANKRUPTCY COURT**  
 13 **DISTRICT OF NEVADA**

14 In re:

15 USA COMMERCIAL MORTGAGE COMPANY,  
 Debtor.

Case Nos. BK-S-06-10725 LBR  
 Case Nos. BK-S-06-10726 LBR  
 Case Nos. BK-S-06-10727 LBR  
 Case Nos. BK-S-06-10728 LBR  
 Case Nos. BK-S-06-10729 LBR

16 In re:

17 USA CAPITAL REALTY ADVISORS, LLC,  
 Debtor.

Chapter 11

18 In re:

19 USA CAPITAL DIVERSIFIED TRUST DEED  
 FUND, LLC,  
 Debtor.

Jointly Administered Under  
 Case No. BK-S-06-10725 LBR

20 In re:

21 USA CAPITAL FIRST TRUST DEED FUND,  
 LLC,  
 Debtor.

**EX PARTE APPLICATION FOR  
 ORDER SHORTENING TIME TO  
 HEAR MOTION TO SELL UNDER  
 SECTION 363 ALL COMMERCIAL  
 MORTGAGE ASSETS OF DEBTOR  
 USA COMMERCIAL MORTGAGE  
 COMPANY IN THE PLACER  
 VINEYARDS LOANS TO COMPASS  
 USA SPE, LLC [AFFECTS DEBTOR  
 USA COMMERCIAL MORTGAGE  
 COMPANY]**

23 In re:

24 USA SECURITIES, LLC,  
 Debtor.

Date: OST Requested for March 27, 2007  
 Time: OST Requested for 9:30 a.m.

25 Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Securities, LLC
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA First Trust Deed Fund, LLC

1           Debtor in Possession USA COMMERCIAL MORTGAGE COMPANY ("USACM"), by  
 2 and through its counsel, hereby files this Application For An Order Shortening Time To Hear its  
 3 "Motion To Sell Under Section 363 All Commercial Mortgage Assets of Debtor USA Commercial  
 4 Mortgage Company in the Placer Vineyards Loans to Compass USA SPE, LLC," and in support  
 5 thereof states as follows:

6           1.       A Motion To Sell Under Section 363 All Commercial Mortgage Assets of Debtor  
 7 USA Commercial Mortgage Company in the Placer Vineyards Loans to Compass USA SPE, LLC  
 8 (the "Motion") has been filed. The Motion requests an order of this Court (a) authorizing  
 9 USACM pursuant to 11 U.S.C. §§ 363(b)(1) and 363(f) to sell to Compass USA SPE, LLC,  
 10 successor in interest to Compass Partners, LLC ("Compass"), the Placer Vineyard Commercial  
 11 Mortgage Assets of USACM that relate to the Placer Vineyard Loans for the purchase price of  
 12 \$300,000, and (b) authorize USACM to execute all documents and take all other necessary steps  
 13 required to implement any of the foregoing actions.

14           2.       Notice can be shortened pursuant to Bankruptcy Rule 9006(c)(1) and LR 9006(a).  
 15           3.       USACM is currently the servicer of the Placer Vineyard Loans, but USACM's  
 16 servicing role and capacity to act as servicer has been significantly reduced (but not compromised)  
 17 since the recent sale of the majority of USACM's servicing rights to Compass. USACM has been  
 18 advised that additional significant funding is needed to complete the Placer Vineyard Project and  
 19 maximize the value that should be realized from the successful completion of the Placer Vineyards  
 20 Project. USACM is not able under the terms of the Confirmed Plan to provide any additional  
 21 funding for the Placer Vineyards Project. Compass, the prospective purchaser, has indicated that  
 22 it has the resources and the incentive to provide the requested additional funding for the Placer  
 23 Vineyards Project if it is the successor purchaser. The long-term servicing of the Placer Vineyards  
 24 Loan will be in limbo until this Motion is heard by the Court. An expedited hearing on the Motion  
 25           ///  
 26           ///  
 27           ///  
 28           ///

1 will help preserve the value of the Placer Vineyards Project for the benefit of the affected Direct  
2 Lenders and the USACM Estate and should resolve the issue of which entity will be the long-term  
3 servicer of the Placer Vineyards Loan.

4 DATED: March 9, 2007.

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